

1 **STATE OF IOWA**
2 **BOARD OF EDUCATIONAL EXAMINERS**
3 **Grimes State Office Building – 400 East 14th Street**
4 **Des Moines, Iowa 50319-0147**

5
6 **Minutes**
7 **March 9, 2016**
8 **Special Telephonic Meeting**
9

10 The Board of Educational Examiners (Board or BoEE) held a special telephonic
11 meeting on March 9, 2016. The Board met telephonically to avoid the expense of
12 board member travel in light of the limited agenda. Richard Wortmann, Board Chair,
13 called the meeting to order. Members attending were Kathy Behrens, Dr. Linda
14 Carroll, Brenda Garcia, Dr. Larry Hill, Mary K. Overholtzer, Dr. Andy Pattee, Dr. Jay
15 Prescott, Dr. Anne Sullivan and Sara Yedlik. Also in attendance was Duane Magee,
16 Executive Director, Darcy Hathaway, Attorney/Investigator, Jim McNellis, Investigator
17 and Renner Walker, Assistant Attorney General. Dan Dutcher and Erin Schoening
18 were unable to attend.

19
20 Larry Hill moved, with a second by Jay Prescott, to approve the agenda. **MOTION**
21 **CARRIED UNANIMOUSLY.**

22
23 Anne Sullivan moved, with a second by Larry Hill, that the Board go into closed
24 session for the purpose of discussing strategy with counsel in a matter that is
25 presently in litigation, where disclosure would be likely to prejudice or disadvantage
26 the position of the governmental body in that litigation, and for discussing the decision
27 to be rendered in a contested case, pursuant to Iowa Code sections 21.5(c) and (f).
28 Roll call vote: Behrens – yes; Carroll – yes; Garcia – yes; Hill – yes; Overholtzer – yes;
29 Pattee – yes; Prescott – yes; Sullivan – yes; Yedlik – yes; Wortmann – yes. **MOTION**
30 **CARRIED.**

31
32 Anne Sullivan moved, with a second by Brenda Garcia, that in **case number 15-159**,
33 the Board accept the Respondent's waiver of hearing and voluntary surrender and that
34 the Board issue an order permanently revoking the Respondent's license with no

1 possibility of reinstatement. Roll call vote: Behrens – yes; Carroll – yes; Garcia – yes;
2 Hill – yes; Overholtzer – recused; Pattee – yes; Prescott – yes; Sullivan – yes; Yedlik –
3 yes; Wortmann – yes. **MOTION CARRIED.** (Note: Mary K. Overholtzer is listed as
4 recused due to technical difficulties during the meeting.)
5

6 Sara Yedlik moved, with a second by Andy Pattee, that in **case number 15-175**, the
7 Board accept the Respondent’s waiver of hearing and voluntary surrender and that the
8 Board issue an order permanently revoking the Respondent’s license with no
9 possibility of reinstatement. Roll call vote: Behrens – yes; Carroll – yes; Garcia – yes;
10 Hill – yes; Overholtzer – recused; Pattee – yes; Prescott – yes; Sullivan – yes; Yedlik –
11 yes; Wortmann – yes. **MOTION CARRIED.** (Note: Mary K. Overholtzer is listed as
12 recused due to technical difficulties during the meeting.)
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14 Andy Pattee moved, with a second by Sara Yedlik, that in **case number 15-16**, the
15 Board accept the Respondent’s waiver of hearing and voluntary surrender and that the
16 Board issue an order permanently revoking the Respondent’s license with no
17 possibility of reinstatement. Roll call vote: Behrens – yes; Carroll – yes; Garcia – yes;
18 Hill – yes; Overholtzer – recused; Pattee – yes; Prescott – yes; Sullivan – yes; Yedlik –
19 yes; Wortmann – yes. **MOTION CARRIED.** (Note: Mary K. Overholtzer is listed as
20 recused due to technical difficulties during the meeting.)
21

22 Anne Sullivan moved, with a second by Sara Yedlik, that in **case number 15-155**, the
23 Board accept the stipulation and settlement submitted by the parties, and issue an
24 Order incorporating the agreement of the parties and imposing the agreed upon
25 sanction. Roll call vote: Behrens – yes; Carroll – yes; Garcia – yes; Hill – yes;
26 Overholtzer – recused; Pattee – yes; Prescott – yes; Sullivan – yes; Yedlik – yes;
27 Wortmann – yes. **MOTION CARRIED.** (Note: Mary K. Overholtzer is listed as recused
28 due to technical difficulties during the meeting.)
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30 Andy Pattee moved, with a second by Jay Prescott, that in **case number 14-04**, the
31 Board grant the motion to maintain stay. Roll call vote: Behrens – yes; Carroll – yes;
32 Garcia – yes; Hill – yes; Overholtzer – recused; Pattee – yes; Prescott – yes; Sullivan –
33 yes; Yedlik – yes; Wortmann – yes. **MOTION CARRIED.** (Note: Mary K. Overholtzer is

1 listed as recused due to technical difficulties during the meeting.) (Renner Walker left
2 the room during the discussion of this case in closed session.)

3
4 Communication from the Public

5 None.

6
7 Board Member Reports

8 Andy Pattee congratulated Executive Director Magee on his new position as
9 superintendent of Norwalk Community School District.

10
11 Legislative Update

12 Duane Magee provided the legislative update to the board.

13
14 Executive Director's Report

15 Executive Director Magee reviewed the financial report.

16
17 Board Retreat: The retreat and meeting will take place in Waukeee at the Waukeee City
18 Hall on June 16-17, 2016. We will have a joint presentation between the City of
19 Waukeee and Waukeee Community School District and discuss how they are managing
20 the growth and handling the challenges of the growing school district. Board members
21 were reminded to email agenda items/topics and legislative priorities for 2017, to
22 Executive Director Magee.

23
24 New BoEE Executive Director: Board members may individually communicate with
25 the Governor's office or Linda Fandel if they have any recommendations for the next
26 Executive Director of the BoEE.

27
28 Board Operating Guidelines: The Board Operating Guidelines will be reviewed by
29 committee members Kathy Behrens, Mary K. Overholtzer, Andy Pattee and Erin
30 Schoening. A copy of the guidelines has been emailed to the committee for their
31 edits/updates. A draft of the guidelines will be reviewed at the April meeting and
32 finalized at the May meeting.

1 May Meeting Date: Larry Hill moved, with a second by Sara Yedlik, that the May 6,
2 2016 board meeting be moved to May 13, 2016. Roll call vote: Behrens – yes; Carroll –
3 yes; Garcia – yes; Hill – yes; Overholtzer – recused; Pattee – yes; Prescott – yes;
4 Sullivan – yes; Yedlik – yes; Wortmann – yes. **MOTION CARRIED.** (Note: Mary K.
5 Overholtzer is listed as recused due to technical difficulties during the meeting.)
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7 The May meeting will also be the first meeting for our newest board member, Tom
8 Buckman. Tom is replacing Richard Wortmann whose term ends April 30, 2016. The
9 April 8th meeting will be Richard’s last meeting. Brenda Garcia, Vice Chair, will serve
10 as chair at the May meeting. Nominations for FY17 chair and vice chair will take place
11 at the June meeting.
12

13 Renner Walker, Assistant Attorney General, announced that he will be resigning his
14 position and relocating to New York. The April meeting will be Renner’s last meeting.
15

16 There being no further business, Larry Hill moved, with a second by Jay Prescott to
17 adjourn the meeting. Meeting adjourned at 4:31 p.m. **MOTION CARRIED**
18 **UNANIMOUSLY.**
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